

MINUTES

MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: By **CHAIRMAN EDWARD BUTCHER**, on February 6, 2003
at 3:22 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Edward Butcher, Chairman (R)
Sen. Duane Grimes, Vice Chairman (R)
Sen. Sherm Anderson (R)
Sen. Vicki Cocchiarella (D)
Sen. Mike Cooney (D)
Sen. Aubyn Curtiss (R)
Sen. Bob DePratu (R)
Sen. Dan Harrington (D)
Sen. Sam Kitzenberg (R)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)
Sen. Glenn Roush (D)

Members Excused: None.

Members Absent: None.

Staff Present: Shirley Herrin, Committee Secretary
Pat Murdo, Legislative Branch

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: None
Executive Action: SB 207; SB 286; SB 217; SB 225

EXECUTIVE ACTION ON SB 207

Motion: SEN. SAM KITZENBERG moved that SB 207 DO PASS and moved the amendments SB020701.apm **EXHIBIT**(his26a01).

Discussion:

3:25 SEN. KITZENBERG explained the amendments.

3:30 **Vote:** Motion to pass the amendments **carried** **unanimously**.

3:31 **Motion:** SEN. KITZENBERG moved that SB 207 DO PASS AS AMENDED.

Discussion:

3:32 Begin

3:36 Ended

4 min Time elapsed

3:37 **Vote:** Motion failed 5-7 with COONEY, HARRINGTON, KITZENBERG, PEASE, and ROUSH voting aye.

Motion/Vote: SEN. DUANE GRIMES moved that SB 207 BE INDEFINITELY POSTPONED. Motion carried 7-5 with COONEY, HARRINGTON, KITZENBERG, PEASE, and ROUSH voting no.

EXECUTIVE ACTION ON SB 286

Motion: SEN. GRIMES moved that SB 286 BE INDEFINITELY POSTPONED.

Discussion:

3:41 Begin

3:48 Ended

7 min Time elapsed

Motion/Vote: SEN. GRIMES'S motion that SB 286 BE INDEFINITELY POSTPONED carried unanimously.

EXECUTIVE ACTION ON HB 22

Motion:

3:52 SEN. GRIMES moved that HB 22 BE CONCURRED IN.

Discussion:

3:53 SEN. JERRY O'NEIL moved amendments HB 002201.alk **EXHIBIT**(his26a02). It was determined the committee

would take Executive Action on a later date. **SEN. GRIMES** withdrew his motion.

EXECUTIVE ACTION ON SB 217

3:55 **SEN. MIKE COONEY** moved amendments SB 021702.apm
EXHIBIT(his26a03) He then explained the amendments.

Discussion:

3:56 Begin
4:00 Ended
4 min Time elapsed.

4:00 **Vote:** Motion on the amendments **carried unanimously.**

4:01 **Motion:** **SEN. COONEY** moved that **SB 217 DO PASS AS AMENDED.**

Discussion:

4:03 Begin
4:07 Ended
4 min Time elapsed

Vote: Motion **carried 11-1 with O'NEIL voting no.**

EXECUTIVE ACTION ON SB 223

Motion:

4:08 **SEN. GRIMES** moved that **SB 223 DO PASS** and moved conceptual amendments **EXHIBIT(his26a04)**

Substitute Motion:

4:11 **SEN. O'NEIL** made a substitute motion that SB 223 BE AMENDED SB022302.apm **EXHIBIT(his26a05)**

Discussion:

4:12 **SEN. GRIMES** asked Mr. Sullivan to address what impact **SEN. O'NEIL's** amendments would have on the bill. Mr. Sullivan addressed the committee.
4:16 **SEN. O'NEIL** withdrew his substitute motion.

Discussion:

4:17 **SEN. GRIMES** stated they would revert back to his original motion and asked Mr. Sullivan to explain the amendments.
4:26 **SEN. GRIMES** said he would revise his motion to include the amendment from Pat Murdo.

4:33 **SEN. GRIMES** withdrew his motion on the amendment. After discussion the committee decided to leave the bill and do Executive Action at a later date. An information packet from the Montana Trial Lawyers Association was submitted **EXHIBIT(his26a06)**

EXECUTIVE ACTION ON SB 225

Motion:

4:38 **SEN. KITZENBERG** moved that **SB 225 DO PASS**. He explained the bill in detail.

Discussion:

4:48 Begin
5:00 Ended
12 min Time elapsed

Vote: Motion failed 3-9 with **ANDERSON, BUTCHER, COCCHIARELLA, COONEY, CURTISS, DEPRATU, GRIMES, O'NEIL, and ROUSH** voting aye.

Motion/Vote: **SEN. GRIMES** moved that **SB 225 BE INDEFINITELY POSTPONED**. Motion carried 9-3 with **HARRINGTON, KITZENBERG, and PEASE** voting no.

ADJOURNMENT

Adjournment: 5:03 P.M.

SEN. EDWARD BUTCHER, Chairman

SHIRLEY HERRIN, Secretary

EB/SH

EXHIBIT (his26aad)